

PROCEEDINGS OF COMMON COUNCIL.

REGULAR SESSION—JUNE 20, 1881.

The Common Council of the City of Indianapolis met in the Council Chamber on Monday evening, June 20th, A. D. 1881, at eight o'clock, in regular session.

PRESENT—Hon. Isaac Thalman, President *pro tem.*, of the Common Council, in the chair, and 24 members, viz: Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Coy, Dean, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

ABSENT—Councilman Cowie—1.

REPORT FROM COMMITTEE ON CONTRACTS.

The Committee on Contracts, through Councilman Thalman, submitted the following report; which was concurred in, and the contract awarded as recommended:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Your Committee on Contracts, to whom was referred certain proposals presented to Council March 21st, 1881, have examined the same and find them to be as follows:

For grading and graveling the first alley west of Alabama street, from Seventh street to the State Ditch.

Henry Clay, 35 cents per lineal foot front on each side

Charles S. Roney, 30 cents per lineal foot front on each side.

Charles S. Roney being the lowest and best bidder, we recommend he be awarded the contract.

Isaac Thalman,
E. H. Koller,
Committee on Contracts.

REPORTS, ETC., FROM CITY OFFICERS.

The City Civil Engineer submitted the following report; which was received, and the estimates (presented therewith) approved:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the following estimates, done according to contract:

A first and final estimate in behalf of James Mahoney, for grading and graveling the first alley south of Prospect street, from Olive street to Laurel street.

1631 $\frac{8}{12}$ lineal feet front at 10 cents..... \$293 68

A first and final estimate in behalf of James Mahoney, for grading and bowldering the east gutter, and curbing with stone the outer edge of the east sidewalk of Alabama street (where not already bowldered or curbed), from Pogue's Run to the railway tracks.

282 $\frac{6}{12}$ lineal feet front bowldering at 40 cents \$113 00
0 feet of curbing at 38 cents 0 00

Total..... \$113 00

A first and final estimate in behalf of Charles S. Roney, for grading and graveling Lincoln avenue and sidewalks, from Beeler street to Newman street.

702 $\frac{9}{12}$ lineal feet front at 69 cents \$484 74

A first and final estimate in behalf of Twiname, Amos & Co., for re-grading Columbia avenue, from Malott avenue to Hill avenue.

457 $\frac{1}{12}$ lineal feet front at 20 cents \$ 91 43

A first and partial estimate in behalf of Anderson Bruner, for constructing a brick sewer in and along Washington street, from the east line of New Jersey street to and connecting with the Washington street sewer at the intersection of Pennsylvania street.

425 lineal feet front at \$11.00 \$4,675 00
Two man-holes at \$40 00 each 80 00

Total..... \$4,755 00

Less 15 per cent. of total amount, held from city's portion..... 713 25

Total amount allowed..... \$4,041 75

A first and final estimate in behalf of Twiname, Amos & Co (John L. Hanna, assignee), for re-graveling Hill avenue from Columbia avenue to Darwin street.

11,236 $\frac{9}{12}$ lineal feet at 20 cents..... \$2,247 36

A first and final estimate in behalf of John L. Hanna, for grading and paving with brick the north sidewalk of St. Mary street, from Alabama street to Central avenue.

638 $\frac{2}{12}$ lineal feet at 31 cents \$ 197 83

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of James Mahoney, for grading and graveling the first alley south of Prospect street, from Olive street to Laurel street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

AYES, 15—viz. Councilmen Bryce, Caylor, Cole, Coy, Dowling, Fultz, Hartmann, Knodel, Koller, Morrison, Pritchard, Reichwein, Stout, Thalman, and Yoke.

NAYS—None.

The following estimate resolution was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of James Mahoney, for grading and bowldering the east gutter, and curbing with stone the outer edge of the east sidewalk of Alabama street (where not already bowldered or curbed), from Pogue's Run to the railroad tracks, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

AYES, 15—viz. Councilmen Bryce, Caylor, Cole, Coy, Dowling, Fultz, Hartmann, Knodel, Koller, Morrison, Pritchard, Reichwein, Stout, Thalman, and Yoke.

NAYS—None.

The following estimate resolution was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Charles S. Roney, for grading and graveling Lincoln avenue and sidewalks, from Beeler street to Newman street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

AYES, 15—viz. Councilmen Bryce, Caylor, Cole, Coy, Dowling, Fultz, Hartmann, Knodel, Koller, Morrison, Pritchard, Reichwein, Stout, Thalman, and Yoke.

NAYS—None.

The following estimate resolution was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Twiname, Amos & Co., for re-graveling Columbia avenue, from Malott avenue to Home avenue, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

AYES, 15—viz. Councilmen Bryce, Caylor, Cole, Coy, Dowling, Fultz, Hartmann, Knodel, Koller, Morrison, Pritchard, Reichwein, Stout, Thalman, and Yoke.

NAYS—None.

The following estimate resolution was read:

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and partial estimate in behalf of Anderson Bruner, for constructing a brick sewer in and along Washington street, from the east line of New Jersey street to and connecting with the Washington street sewer at the intersection of Pennsylvania street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

AYES, 15—viz. Councilmen Bryce, Caylor, Cole, Coy, Dowling, Fultz, Hartmann, Knodel, Koller, Morrison, Pritchard, Reichwein, Stout, Thalman, and Yoke.

NAYS—None.

The following estimate resolution was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of Twiname, Amos & Co., (John L. Hanna, assignee), for re-graveling Hill avenue, from Columbia avenue to Darwin street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote :

AYES, 15—viz. Councilmen Bryce, Caylor, Cole, Coy, Dowling, Fultz, Hartmann, Knodel, Koller, Morrison, Pritchard, Reichwein, Stout, Thalman, and Yoke.

NAYS—None.

The following estimate resolution was read :

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the accompanying first and final estimate in behalf of John L. Hanna, for grading and paving with brick, the north sidewalk of St. Marys street, from Alabama street to Central avenue, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote :

AYES, 15—viz. Councilmen Bryce, Caylor, Cole, Coy, Dowling, Fultz, Hartmann, Knodel, Koller, Morrison, Pritchard, Reichwein, Stout, Thalman, and Yoke.

NAYS—None.

The City Civil Engineer submitted the following report; which was received, and the contracts and bonds approved:

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—I herewith report the following contracts and bonds :

Contract and bond of Richard Carr, for grading and bowldering Eddy street, from South street to Garden street. Bond, \$500. Surety, Fred. Gansberg.

Contract and bond of Richard Carr, for grading and bowldering Garden street, from Illinois street to Eddy street. Bond, \$500. Surety, Fred. Gansberg.

Contract and bond of Richard Carr, for grading and bowldering the east sidewalk of Eddy street, from Illinois to Garden street. Bond, \$500. Surety, Fred. Gansberg.

Contract and bond of John L. Hanna, for grading, paving with brick, and curbing with stone the sidewalks, and bowldering the gutters (where not already curbed or bowldered), of Ohio street, from Pennsylvania street to Delaware street. Bond, \$1,600. Surety, Henry C. Adams.

Contract and bond of John L. Hanna, for grading and bowldering, and curbing the gutters (where not already bowldered or curbed), of Alabama street, from North street to St. Clair street. Bond, \$2,500. Surety, Ingram Fletcher and P. E. Hoss.

Contract and bond of John L. Hanna, for grading and paving with brick (where not already paved), the south sidewalk of Christian avenue, from Central avenue to the I. P. & C. R. R. Co.'s tracks. Bond, \$2,000. Surety, Ingram Fletcher and P. E. Hoss.

S. H. SHEARER, City Civil Engineer.

The City Civil Engineer submitted the following report; which was received:

To the Mayor, Common Council, and Board of Aldermen :

Gentlemen:—Pursuant to your orders of June 6th, I have examined the drainage at the corner of North and Delaware streets, and in my opinion the best plan of drainage for said crossing and vicinity, would be to build a two and one-half foot sewer from said point to, and connecting with, Massachusetts avenue at the intersection of Delaware street.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The City Civil Engineer submitted the following report; which was referred to the Committee on Bridges :

To the Mayor, Common Council, and Board of Aldermen :

Gentlemen:—I submit the following for your consideration and action thereon :

The improvement of Baltimore avenue, from Hill avenue to the north corporate limits, will require two new bridges to be built, to accommodate the water crossing said street. By changing the channel of one small stream—for which I have obtained permission from the parties owning the ground through which the change would be made.—I can secure better drainage, and obviate the necessity of one bridge. In my opinion said change should be made, and the bridge built.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The City Civil Engineer and Street Commissioner submitted the following report; which was referred to the Committee on Bridges :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—In accordance with your orders of May the 9th and 11th, we have examined the bridges belonging to the city, and report thereon as follows :

The bridges over Pogue's Run, at the points herein named, need repairs, as fol-

lows: Clifford avenue, painting; Archer street, painting; Ohio street, painting, and railing repaired; Delaware street, new joists, and floor over roadway; Pennsylvania street, entire new floor, and some new joists; Meridian street, entire new floor; Garden street, trussle bent, under centre to support stringers; Illinois street, new floor; Tennessee street, new floor over roadway, and some new joists; Morris street, painting, new floor, and some new joists.

The bridges over White River need the following repairs: Washington street, painting; National Road bridge, weather boarding repaired.

Bridges over Mill Race and Canal, at the points herein named, need the following repairs: The two Washington street bridges, painting; West street, painting; Foot bridge at the "Park House," in dilapidated condition—should be taken down; Ohio street, new floor over two driveways and both foot walks; New York street, painting; Vermont street, painting; North street, two sections of roadway re-planked and painting; Indiana avenue, painting; Walnut and St. Clair streets, painting; West Michigan street over race, painting.

Bridges over Pleasant Run need repairs as follows: Olive street, painting; Shelby street, painting; Reid street, new floor over roadway, repairs on north abutment, two new lower lateral rods, general tightening and keying up, six new sections of handrails, and painting.

Indiana avenue bridge over Fall Creek, thorough tightening up of all straining and lateral rods, tightening of all bolts, entire new floor, and painting.

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

L. A. FULMER, Street Commissioner.

The City Clerk submitted the following report :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—I herewith submit the following entitled affidavits, for the collection of street assessments by precepts, to-wit :

Fred. Gansberg vs. Frank McWhinney, for	\$47 58
Fred. Gansberg vs. Elizabeth P. Buell, for.....	23 79
Fred. Gansberg vs. Elizabeth P. Buell, for.. ..	23 79

And recommend you order the precepts to issue.

Respectfully submitted.

JOS. T. MAGNER, City Clerk

On motion, the above report was concurred in, and the precepts ordered to issue by the following vote :

AYES, 16—viz. Councilmen Brundage, Bryce, Caylor, Cole, Coy, Dowling, Egger, Harrold, Hartmann, Knodel, Koller, Pearson, Pritchard, Reichwein, Stout, and Yoke.

NAYS, 2—viz. Councilmen Fultz, and Thalman.

The City Clerk submitted the following report; which was received, and the deed accepted :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—I herewith inform your honorable bodies that John Coburn has filed in my office a deed for a certain strip of ground in square 38, for a public alley. Such dedication is made to comply with the order of the City Commissioners, as shown in their report adopted by your honorable bodies at your last sessions.

Respectfully submitted,

JOS. T. MAGNER, City Clerk.

The City Clerk presented the following acceptance; which was received:

To the Mayor, Common Council and Board of Aldermen of the City of Indianapolis:

Gentlemen:—The Indianapolis, Decatur & Springfield Railway Company does hereby accept the terms and conditions set forth in an ordinance authorizing the Indianapolis, Decatur & Springfield Railway Company to construct and maintain a double and single track into and through the city of Indianapolis, and prescribing the terms thereof, ordained and established by the Common Council and Board of Aldermen of the said city of Indianapolis, upon the 25th day of May, 1881; and the said Railway Company hereby releases all claims of rights of way by virtue of an ordinance passed October 22d, 1879.

THE INDIANAPOLIS, DECATUR & SPRINGFIELD RAILWAY COMPANY,
Per H. B. Hammond, President.

The City Attorney submitted the following report; which was concurred in:

Indianapolis, June 20th, 1881.

To the Mayor and Common Council of the City of Indianapolis:

Gentlemen:—I have examined the matters referred to in the communication of James Mahoney, and herewith submit the following report thereon:

I find that the contract for the improvement of the alley therein referred to, was awarded to Mr. Mahoney some time during last year, and that the time for the completion of the work has long since expired, and by the terms of the contract the city might now rescind. In other words, the city might avail herself of the forfeiture, and award the contract to some other party. He, however, now proposes, that if the city will extend the time until July 15, 1881, he will do the work according to contract. I am of the opinion, as no one is prejudiced by the extension, that the Council and Board of Aldermen may, if they so desire, grant the extension, and thereby waive the forfeiture.

In reference to the estimates referred to, I am of the opinion that estimates on contracts already completed, can not be refused because of the fact that the contractor may have failed to comply with other contracts awarded to him.

Respectfully submitted,

JOHN A. HENRY, City Attorney.

The City Attorney submitted the following report; which was received:

Indianapolis, June 20th, 1881.

To the Mayor and Common Council:

Gentlemen:—In pursuance to the direction of the Board of Aldermen, I herewith submit and ask permission to introduce an ordinance in reference to the impounding of animals running at large within the city limits.

Respectfully,

JOHN A. HENRY, City Attorney.

The following entitled ordinance, presented with the above report, was read the first time:

G. O. 25, 1881—An Ordinance to provide for the impounding of horses, cattle, hogs, and other animals found running at large within the limits of the city of Indianapolis, and providing for the manner of disposing of the same.

REPORTS, ETC., FROM OFFICIAL BOARDS.

The Police Board, through Councilman Pearson, submitted the following report; which was concurred in:

To the Mayor, Common Council, and Board of Aldermen:

Gentlemen:—The Police Board reports, as required by ordinance, the following appointments: George A. Taffe, Day Turnkey, Central Station; Horace Heston, Night Turnkey, at Central Station; George W. Cheatham, Turnkey at Sixth-street Station. And we herewith present their bonds for approval. We have also appointed A. C. Shafer cook at the Central Station, and ask that his pay be fixed at \$40 per month. Also appointed George Childs as Janitor at Central Station, and ask his pay to be fixed at \$20 per month.

Respectfully submitted,

John R Pearson,
H. B. Stout,
Edgar Brundage,
Police Board.

The following official bonds, presented with the above report, were severally approved:

Bond of George A. Taffe, day turnkey Central Station House, \$2,000. Surety, Ingram Fletcher and Wm. G. Wasson.

Bond of Horace Heston, night turnkey Central Station House, \$2,000. Surety, Thomas Heston and Spencer Arnett.

Bond of George W. Cheatham, turnkey at Sixth street Station House, \$2,000. Surety, I. N. Pattison.

The Board of Public Improvements, through Councilman Morrison, submitted the following report; which was concurred in, except the 10th and 12th clauses, which were referred back to the Board for further examination;

To the Mayor and Common Council:

Gentlemen:—The Board of Public Improvements, to whom sundry papers were referred, would report:

1st. Is a motion that the Street Commissioner fill the chuck-holes on South New Jersey street. Recommend the work to be done between South and Louisiana streets.

2d. Is a motion that the Street Commissioner bowlder the Vermont street intersection of the first alley west of Alabama street, from Vermont street to Massachusetts avenue. Recommend that stone crossings be placed at the mouth of the alley on Vermont street.

3d. Is a motion that the Street Commissioner place a single stone-crossing from the north sidewalk of Cedar street across Virginia avenue. Recommend the work be not done.

4th. Is a motion that the Street Commissioner clean the fine gravel and sand off of West street, between Washington street and Kentucky avenue. Recommend the sand be not removed at present.

5th. Is a motion that the Street Commissioner fill the chuck-holes and clean the gutters where needed on Market street, between Noble street and State avenue. Recommend the chuck-holes be filled between Noble and Pine streets.

6th. Is a motion to place a foot-bridge on the southeast corner of Ohio street and Davidson street. Recommend the work be done.

7th. Is a motion that the Street Commissioner clean the gutters of Archer street from Clifford avenue to Michigan street; also, to repair the bridge over Pogue's Run. Recommend the approaches to the bridge be repaired with broken stone.

8th. Is a motion that the Street Commissioner lay double stone-crossings across Shelby street, at the intersection of Virginia avenue, from the south side of Prospect street, to the north side of Coburn street. Recommend the work be not done, as there is a crossing on Prospect street, and one on Dillon street.

9th. It a motion to lay a double stone-crossing on Illinois street, north side of Maryland street. Recommend the work be not done, as the street is block pavement.

10th. Is a motion to clean the gutters on the east side of Blake street, between Indiana avenue and North street. Recommend the work be not done.

11th. Is a motion that the Street Commissioner clean the gutters of Garden street, between Eddy street and Tennessee street. Recommend the work be done.

12th. Is a motion that the Street Commissioner clean the gutters on Shearer street, from West street to the railroad switch running to the Starch Works. Recommend the work be not done.

13th. Is a motion that the Street Commissioner clean the gutters on McCarty street, from the river to Pogue's Run. Recommend the work be done from West street to Pogue's Run.

14th. Is a motion that the Street Commissioner fill the chuck-holes and clean the gutters on McCarty street, between Illinois street and Madison avenue. Recommend the work be done.

15th. Is a motion that the Street Commissioner clean the gutters and fill the chuck-holes of Spring street, between Vermont and North streets. Recommend the work be not done.

16th. Is a motion that the Street Commissioner clean the gutters on Seventh street, from Illinois street to Tennessee street. Recommend the work be done.

17th. Is a motion that the Street Commissioner fill the chuck-holes on Market street, between East and Noble streets. Recommend the work be done.

18th. Is a motion that the Street Commissioner place double stone-crossings across Market street, west side of Noble street. Recommend the work be done.

19th. Is a motion that the Street Commissioner repair the sewer at the corner of Christian avenue and Bellefontaine avenue. Recommend the work be not done.

20th. Is a motion that the Street Commissioner remove the tree from the alley between Eighth and Ninth streets. Recommend the work be done.

21st. Is the report of City Civil Engineer, relative to putting down stone crossings on Washington street, between Pogue's Run and White River bridge.

The following proposals have been received by the City Civil Engineer, to furnish the amount of stone required for said crossings, viz.:

J. L. Scanlon, 30 cents per lineal foot.

O. Thompson, 25 cents per lineal foot.

Hicks, Holmes & Co., 24 cents per lineal foot.

Hicks, Holmes & Co., being the lowest and best bidder, we recommend they be awarded the contract for furnishing said stone crossings, and that the Street Commissioner place the same at the crossing mentioned in said Engineer's report.

22d. Is S. O. 50, 1881, "An ordinance to provide for grading, paving with brick, and curbing with stone the south sidewalk of Maryland street, from Missouri street to West." Recommend said ordinance be passed.

Respectfully submitted,

Edward H. Dean,
Wm. H. Morrison,
Board of Public Improvements.

The Board of Public Improvements, through Councilman Morrison, submitted the following report; which was concurred in:

To the Mayor and Common Council:

Gentlemen:—In accordance with your order, we herewith submit the following report relative to the compensation of employees in the Street Repairs Department, striking out the two general foreman, and making foremen of dirt cleaning and hauling gangs, the same to receive the sum of \$2.00 per day, and 50 cents per day for horse and wagon when in actual use; and foremen of gravel teams, who shall receive the sum of \$2.00 per day. Carpenters to receive from \$1.75 to \$2.25 per day, and laborers with carpenters to receive the sum of \$1.50 per day.

Respectfully submitted,

Edward H. Dean,
Wm. H. Morrison,
Board of Public Improvements.

The Board of Public Improvements, through Councilman Morrison, submitted the following report; which was concurred in:

To the Mayor, Common Council, and Board of Aldermen:

Gentlemen:—We herewith make the following report for your consideration and action thereon: Owing to the great amount of public improvement now being done, we find it impossible for the City Engineer to get around to inspect the work pertaining to his department. We are of the opinion that there should be some competent person appointed, as Inspector, whose duty it should be to closely inspect all public works done under contract, and see that all contractors work strictly to the specifications for said work, using the proper material, and properly placing the same, and report all such matter to the City Civil Engineer.

Respectfully submitted,

Edward H. Dean,
Wm. H. Morrison,
Board of Public Improvements.

The following entitled ordinance, presented with the above report, was read the first time:

G. O. 26, 1881—An Ordinance to provide for the appointment of an Inspector of Public Works of the City of Indianapolis, by the Board of Public Improvements of said city.

Councilman Dowling moved to refer the above ordinance to a Special Committee.

Which motion was adopted, and Councilmen Ward, Cole and Dowling appointed to act as members of said special committee.

The Board of Public Improvements, through Councilman Morrison, submitted the following report; which was received:

To the Mayor, Common Council, and Board of Aldermen:

Gentlemen:—In our annual report of expenditures in the Street Repairs Department, we show the amount paid for material, labor, etc., in said department. We herewith report where and for what said expenditures were made:

1st. Is 16,128 yards of gravel paid for by the city, besides a large quantity procured from city bars, Southern Park and Pleasant Run, which cost nothing only for hauling, amounting in all to over 20,000 yards of gravel, of which a large portion has been used in re-coating the following streets:

Mississippi street, between Ohio and Seventh streets.
 St. Clair street, between Indiana avenue and the L., P. & C. R. R. Co.'s track.
 Kentucky avenue, between Maryland street and White River.
 Seventh street, between Meridian street and canal.
 Sixth street, between Illinois street and canal.
 North street, between Meridian street and canal.
 Meridian street, between McCarty street and Morris street.
 Liberty street, between New York street and Massachusetts avenue.
 Cherry street, between Ft. Wayne avenue and Ash street.
 Union street, between Merrill street and southern terminus.
 Morris street, between Illinois and West streets.
 Alabama street, between Georgia and South streets.
 South street, between Delaware street and Virginia avenue.
 Fletcher avenue, between Noble and Dillon streets.
 Pine street, between Fletcher and Virginia avenues.
 Huron street, between Noble and Dillon streets.
 Blake street, between Washington street and Indiana avenue.
 Maryland street, between Tennessee and Helen streets.
 Alabama street, between North and St. Clair streets.
 Michigan street, between Race street and White River.
 Washington street, between California street and White River.
 Mississippi street, between Washington and Merrill streets.
 Illinois street, between North and Seventh streets.
 Pine street, between Washington and North streets.
 Dougherty street, between East and Wright streets.
 Noble street, between New York and North streets.
 Fort Wayne avenue, between Pennsylvania and Alabama streets.

Besides a numerous number of chuck-holes filled in other streets, equally distributed throughout the city.

2d Is 710 yards of broken stone have been placed upon different streets, repairing chuck-holes, gutters, and street crossings; and the following named streets have been repaired with the same:

Louisiana street, between East and Noble streets.
 Noble street, between Maryland and Meek streets.
 Wyoming street, between Delaware and High streets.
 Arsenal avenue, between Washington and Michigan streets.
 Washington street chuck-holes filled, between Noble street and Arsenal avenue.

3d. Is sewer pipe used in repairing sewer and catch-basin connections, drain pipes, etc.

4th. Is freight on lumber. In the purchase of oak lumber, the Board notified lumber men throughout the country to furnish bids, and on receiving the same found the lowest and best bid to be parties out of the city, at prices to justify us in paying the freight, of which there were 20 car loads.

5th. Is 3,590 lineal feet of stone crossings, which were placed double at the crossings of the following named streets and alleys:

- Massachusetts avenue, between Delaware and Alabama streets.
- Mississippi street crossing Indiana avenue.
- Coburn street crossing Madison avenue
- Alley south of Morris street crossing Madison avenue.
- Vermont street, north side, crossing Mississippi street.
- Delaware street, crossing Walnut street.
- Alabama street, crossing Pearl street.
- Alabama street, crossing St. Marys street.
- Illinois street, east and west side, crossing South street.
- Massachusetts avenue, north and south side, crossing Delaware street.
- Louisiana street, north side. between East and New Jersey streets.
- Alley north side of Michigan street, between Tennessee and Mississippi streets.
- Alley on Michigan street, between Mississippi street and canal.
- North street, south side, crossing Illinois street.
- Alley on Pratt street, between Illinois and Tennessee streets.
- Market street, south side, crossing Pennsylvania street.
- Alley north side Market street, between Pennsylvania and Delaware streets.
- Pennsylvania street, crossing Washington street.
- Madison avenue, crossing Yeiser street.
- Tennessee street, east and west sides, crossing Second street.
- Tennessee street, east and west sides, crossing Third street.
- Tennessee street, east and west sides, crossing Fourth street.
- Tennessee street, east and west sides, crossing Fifth street.
- Tennessee street, east and west sides, crossing Sixth street.
- Tennessee street, east and west sides, crossing Seventh street.
- And all alley crossings on Tennessee street, between Second and Seventh streets.
- Merrill street, south side, crossing Illinois street.
- Alabama street, east and west, crossing South street.

6th. Is lumber used in repairing and re-building bridges, culverts, foot-walks, etc. The following bridges were repaired or re-built:

- Virginia avenue bridge over Pogue's Run, re-built.
- Shelby street bridge over Pleasant Run, re floored.
- Washington street bridge over White River, re-floored.
- McCarty street bridge over Pogue's Run, repaired.
- Randolph street bridge over Crooked Creek, repaired.
- Archer street bridge over Pogue's Run, repaired.
- Dorman street bridge over Pogue's Run, repaired.
- North street bridge over the Canal, one section repaired.
- Tennessee street bridge over Pogue's Run, sidewalk repaired.
- Blackford street bridge over the Canal, repaired.
- Market street bridge over Race, repaired.
- Ohio street bridge over Canal, one section repaired.

7th. Is 1,530 yards of sand, of which 1,050 yards were used in coating Tennessee street, from Ohio street to Seventh street, and the balance used in repairing boulder streets and gutters.

8th. Freight on stone, sprawls, stone crossings and curbing.

9th. Cinders, used in filling bad chuck-holes, wash-outs, etc.

10th. Is 15,000 brick used in repairing city's portion of sidewalks, catch-basins, etc.

11th. Is five tons of coal, used at the stone yard.

12th. Is 275 yards of bowlders, used in bowldering street crossings, and connections on line of new work, repairing bowldered streets and gutters.

13th. Is blacksmithing, repairing and sharpening picks, mattocks, scrapers, making bridge irons, etc.

14th. Miscellaneous: Repairing cisterns for the Fire Department, building drive-ways to Engine Houses, hauling ashes and garbage from Station Houses and Engine Houses, painting bridges, cutting bridge pipes, repairs on the Illinois street tunnel, rent of city lots, rent of stone yard, repairs on street fountains, cleaning around Parks, etc., etc.

15th. Is the pay-roll of employes in said department, divided about as follows:

Expense of hauling gravel, and spreading same.....	\$10,000 00
Expense of hauling broken stone, and spreading same.....	350 00
Expense of chain gang.....	900 00
Expense of carpenters, help, and one-horse team.	2,000 00
Expense of bowlder men and team.....	3,500 00
Expense of sewer gang and team.....	2,500 00
Expense of cleaning bowldered and block streets, market squares, dirt-gutters, and hauling the dirt from the streets.....	13,405 28
Total pay-roll.....	\$32,655 28

In conclusion, would state that the Board have endeavored, as far as possible, to make permanent and substantial improvements as could be with the limited amount of money appropriated for the department. There has been 8,000 more yards of gravel placed upon the streets than last year, and in our opinion the streets are at present in better condition than they have been in years past. There has to be expended every year a large portion of the money appropriated cleaning streets and dirt gutters, which really are not repairs. Some dirt gutters require cleaning twice a year, at much greater cost than if they were bowldered, on account of the great amount of dirt accumulating therein; and as a matter of economy, as well as a sanitary measure, we believe that all gutters in the thickly populated portions of the city, should be bowldered and curbed, as fast as possible.

The entire work in the department has been under the supervision of L. A. Fulmer, as Street Commissioner, who, we believe, has at all times faithfully and impartially discharged the duties of his office.

Respectfully submitted,

Edward H. Dean,
William H. Morrison,
Board of Public Improvements.

By consent, Councilman Morrison offered the following motion, which was adopted, and Councilmen Pearson, Egger and Coy, appointed as the members of such special committee :

That the Chair appoint a committee of three (3) to investigate and report to this Council at the next regular meeting, the amount of expenditures for street repairs expended in the 12th Ward of this city during the past year, and that said committee call on the Street Commissioner for a detailed report as to the work done in said ward, to include cost of same; and that said committee also examine the City Civil Engineer, and any other person or persons that may know anything as to the cost of said improvements; and that the Street Commissioner be requested to make his report to said committee in two reports, one to contain the work ordered by the Common Council and Board of Aldermen, and the other the work ordered by the Board of Public Improvements.

I submit for the consideration of said committee, the total valuation of all lots and improvements, and amount of taxes paid by the citizens of this ward—the same being one of the most central wards of the city, and one that pays a large portion of the revenue of said city—that said committee may, after they ascertain the amount expended in said ward, have some basis to arrive at what amount said ward is justly entitled to for street repairs for one year.

By consent, Councilman Morrison presented the following petition; which was received, and time extended:

Indianapolis, Ind., June 10th, 1881.

To the Members of the Board of Public Improvements:

Gentlemen:—I desire an extension of sixty (60) days time to complete my contract on Cypress street, between Linden and Olive streets. Have used diligence in the prosecution of the work since commenced, but was unable to commence earlier, on account of having several contracts left over from last fall, by reason of the long winter.

J. L. SPAULDING.

State of Indiana, Marion County, ss:

J. L. Spaulding being duly sworn, says that matters and things set forth in the petition are true.

Sworn to, this 10th day of June, 1881.

W. C. PHIPPS, Notary Public.

The undersigned, Board of Public Improvements, have examined the foregoing petition, and recommend that the prayer of the same be granted.

Edward H. Dean,
Wm. H. Morrison,
Board of Public Improvements.

The Board of Health submitted the following report; which was received:

Report of Deaths in the City of Indianapolis, from the 31st day of May, to the 15th day of June, 1881—inclusive.

Under 1 year.....	14
1 to 2 years.....	2
2 to 5 ".....	2
5 to 10 ".....	2
10 to 15 ".....	1
15 to 20 ".....	2
20 to 25 ".....	1
25 to 30 ".....	4
30 to 40 ".....	6
40 to 50 ".....	2
50 to 60 ".....	8
60 to 70 ".....	2
70 to 80 ".....	4
80 to 90 ".....	1
90 to 100 ".....	0
100 and upwards.....	0
Unknown.....	0
Total.....	51

Respectfully,

E. S. ELDER, M. D., President.

W. E. JEFFRIES, M. D., Secretary.

REPORTS, ETC., FROM STANDING COMMITTEES.

The Judiciary Committee, through Councilman Pritchard, submitted the following report; which was received, and the several recommendations concurred in:

Indianapolis, June 20th, 1881.

To the Mayor and Common Council:

Gentlemen:—Your Judiciary committee, together with the City Attorney, to whom was referred sundry papers, report thereon, as follows:

The first is the petition of Sarah E. Milburn, asking the city to pay a certain judgment for the sum of fifteen hundred dollars, rendered at the January term, 1880, of the Superior Court, in her favor against the city.

This is a judgment for damages, in favor of petitioner, occasioned by her falling in a cistern left open in the line of a public street in the city. The judgment was rendered at special term, 1880. An appeal was taken by the city to the general term of Superior Court; and at the October term, 1880, the judgment of special term was affirmed, Judge Byron K. Elliott delivering the opinion.

The only point upon which the city can hope to secure a reversal of the case is upon the question of contributory negligence on part of petitioner, the fact being that she stepped into the cistern in the day time, and might have seen it, had she looked where she was stepping. The evidence, however, was, that her attention was engaged by two cows, which she thought were going to rush at her, and it was while engaged in getting away from them that she fell into the cistern. This question was fully considered by Judge Elliot, in his general term opinion, holding to the acknowledged law that a traveler has a right to presume that the corporate authorities have done their duty, and made the streets safe. The court expressly say that the failure of petitioner to look in advance of where she was going, is not in itself such negligence as will preclude a recovery. In the opinion of your committee, the chances are more than two to one in favor of the Supreme Court affirming the judgment, now amounting, principal and interest, to about sixteen hundred and twenty-five dollars.

The husband of petitioner has now brought suit against city, to recover damages which he, as a husband, has sustained by reason of his wife's injuries.

The petitioner, Mrs. Milburn, through her attorneys, has made a proposition to your committee to take fourteen hundred dollars in full satisfaction of her judgment, and if accepted by the city her husband will dismiss the case now pending against the city. Furthermore, Messrs. Sims and Smithers, the men who dug the cistern, offer to your committee, through their attorney, Captain Ritter, to pay five hundred dollars of the judgment, if the city will settle it. This will let the city out with a loss of only nine hundred dollars.

Your committee recommend that the petitioner be paid the sum of nine hundred dollars; provided, however, that Mr. Milburn shall dismiss his case now pending against the city, and petitioner shall receipt the judgment docket in full on receipt of fourteen hundred dollars, which shall be in full of all demands, in favor of petitioner or her husband against the city.

Provided, further, the nine hundred dollars shall not be paid, until Sims & Smithers pay petitioner the promised sum of five hundred dollars.

The second is the petition of L. S. Ball, J. E. Mears and H. B. Mears, showing that for six years last passed, they have paid taxes on fifteen (15) feet in the southwest quarter of square fifteen (15) in city, taxes in all amounting to about \$120. During these six years, the petition shows that said fifteen feet has been a public alley. The petitioners ask that all of said taxes be refunded. This same matter was presented to Council two years ago (see Proceedings of 1879 and 1880, page 873), and referred to the Judiciary Committee, who reported (see same Proceedings, page 1005) against granting prayer of petition.

The petitioners are mistaken, in supposing that any taxes they have paid during years mentioned in their petition, was paid upon the alley, as the value of the alley has been deducted by the Assessor, each year, from the total value of the lot.

Your committee recommend that the prayer of petition be not granted.

The third is the petition of Samuel Davis, showing that by the grading and graveling of an alley on north end of lot No. 323 of Fletcher's Woodlawn addition, his property has sustained serious injury; and petitioner desires compensation for damages so done.

The damages complained of in this case are known as consequential damages. None of petitioners' property has been taken by the city, but the city has improved a public alley, and in so doing it has resulted, as petitioner believes, in a damage to his property. Such damages can not be recovered. Trustees of the Wabash and Erie Canal vs. Spears and others, 16 Ind., page 441, and many other decisions there cited.

Your committee recommend that the prayer of the petition be not granted.

The fourth is a paper directing that an inquiry be made in regard to a statement made by William Geisendanner, that the City Civil Engineer charged him \$37 50 for establishing the grade of his sidewalk.

It is a transaction several years old, and a charge made by an engineer not now in the employ of the city. We recommend that no further attention be paid to it.

The fifth is a paper directing us to confer with Mr. Naltner, garbage contractor, and ascertain whether or not he intends, or can fulfill his contract with the city. This matter was referred to a special committee, and their report, we believe, has been made.

Respectfully submitted,

James A. Pritchard,
N. Yoke,
James T. Dowling,
Judiciary Committee.

JOHN A. HENRY, City Attorney.

The Committee on Public Charities, through Councilman Weaver, submitted the following report; which was received:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Public Charities, to whom was referred the petition of Robert S. Hoskins, recommend that the request be granted, and the right be given him to sell pictures inside the city limits without license, for one year.

Respectfully submitted,

George Weaver,
Ernst Knodel,
Patrick Harrold,
Committee.

The Committee on Printing, through Councilman Bedford, submitted the following report; which was referred back to the committee, with instructions to examine the proposals already on file:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—Your Joint Committees on Printing, to whom the following matter was referred February 5, 1881, to-wit:

That the Committee on Printing be directed to ascertain the cost of revising and printing two hundred (200) copies of the City Charter, ordinances and resolutions in force, including all acts and amendments of the General Assembly of the State of Indiana for 1881, which may apply to the city, and with index complete.

Recommend that bids be received for the above work, at the time the same are received for the annual printing, and that such revision be paid for out of the general fund.

Respectfully submitted,
F. W. Hamilton,
Aldermanic Committee.

C. T. Bedford,
Edgar Brundage,
John W. Fultz,
Council Committee.

Councilman Ward, in behalf of the Committee on Water, reported progress, and asked for further time; which was granted.

The Committee on Public Light, through Councilman Bryce, submitted the following report; which was received, and the several recommendations concurred in, except the fifth clause, and the clause dismantling the lamp on the east side of Plum street, which were referred back to the committee:

To the Council and Board of Aldermen of the City of Indianapolis:

Gentlemen:—Your Committee on Public Light, to whom sundry papers were referred, beg leave to report as follows:

1st. Is Special Ordinances No. 68 and 69, 1881, providing for the erection of lamp-posts, etc., on Water street; also on Greer street.

Your committee find ordinances for said work were passed the Council last year, and are now pending in the Board of Aldermen. We therefore recommend the foregoing ordinances be stricken from the files.

2d. Is Special Ordinance No. 154, 1880, providing for the erection of lamp-posts, etc., on West street, between Kentucky avenue and Georgia streets.

This is held to await the action of the railroad companies in the matter. This committee last year reported favorably on said work, and we would recommend the Councilman of said ward interview the railroad companies on the matter, as it is of great importance that lamp-posts be erected on said street, for the better protection of life and property.

3d. Your committee in the matter of S. O. 113, 1880, providing for the erection of lamp-posts on Broadway street, between Seventh and Tenth streets, would report said ordinance passed the Council last year, is now pending in Board of Aldermen, and therefore not properly before your committee.

4th. Is a motion that the City Civil Engineer be directed to request the Gas Company to re-light lamp at entrance of alley on south side of Vermont street, between Delaware and Alabama streets.

Would report in favor of the motion, and recommend its passage.

5th. Is a motion that lamp opposite No. 565 east Seventh street, be re-lit.

Your committee find seven lamps in a distance of one square. We therefore recommend the motion be not passed. On the contrary, your committee recommend the lamp north side of Seventh street, between Peru street and Bellefontaine avenue, and the lamp on southeast corner Peru street and Seventh street, opposite Bellefontaine avenue, be dismantled and discontinued.

6th. Your committee would report against the erection of a lamp-post on Second street, between Meridian and Pennsylvania streets.

7th. Would report against re-lighting gas lamp near corner of the first alley east of Cook street, on Liberty street.

8th. We also report against the re-lighting of lamp on south side of Market street, between East and Liberty streets.

9th. Your committee would recommend that the lamp south of the first alley on the east side of West street, between Vermont and Michigan streets, be dismantled, and the lamp now dismantled on the west side of West street, between Vermont and Michigan streets, be re-lit, after said lamp is moved south to the corner of the first alley south, on west side.

10th. For the purpose of affording light on Wabash street, between New Jersey and Alabama streets, your committee recommend the removal of the following lamps: Move the lamp on the east side of Alabama street, south of Wabash street, between Market and Ohio streets, north to the corner of Wabash street, same side. Also, move lamp on west side of New Jersey street, between Market and Ohio streets, south to the corner of Wabash street.

11th. Your committee recommend the following lamps dismantled: 1 lamp on Plum street, between Cherry street and Christian avenue, first alley east side of Plum street; 1 lamp north side of Vine street, between Plum and Broadway streets; 1 lamp on east side of Plum street, south of Vine street.

There are other ordinances for lamp-posts pending in Council, but their authors failed to have them referred to your committee.

Respectfully,

Peter Bryce,
H. B. Stout,
Jas. T. Dowling,
Committee on Public Light.

The Committee on Public Health, through Councilman Bedford, submitted the following report; which was concurred in:

To the Mayor and Common Council:

Gentlemen:—Your Committee on Public Health, would respectfully report that they have examined into the matter contained in G. O. No. 23, 1881, and recommend the passage of the ordinance.

Respectfully submitted,

C. T. Bedford,
Phil. Reichwein,
Simeon Coy,
Committee.

The Board of Health unanimously concur in the above report.

C. T. BEDFORD.

Councilman Morrison presented the following communication; which was received, and the request granted:

ST. JOHN'S ACADEMY, June 20, 1881.

To the Mayor, Common Council, and Board of Aldermen:

Gentlemen:—Will you kindly grant us the privilege of having a picnic in the Southern Park, on next Wednesday, the 22d inst.?

By so doing, you will greatly oblige, yours, respectfully,

SISTER M. STANISLAUS.

Councilman Cole, in behalf of a certain Special Committee on Illinois street tunnel, reported progress, and asked for further time; which request was granted.

Councilman Dowling, in behalf of certain Special Committees on the Giesendanner sidewalk, reported progress, and asked for further time; which request was granted.

Councilman Dowling offered the following motion; which was adopted:

That the Special Committee in the case of Wm. Giezendanner, in the matter of raising the sidewalk in front of his property, be empowered by this Council to order and direct the Street Commissioner to enlarge and widen the gutter across Indiana avenue, if, in their judgment, it is the cheapest and most advisable plan to obviate the continuous overflow of water in said place.

MESSAGES AND PAPERS FROM THE BOARD OF ALDERMEN.

The following message was read ; and the motion as set forth therein, was concurrently adopted :

To the Mayor and Common Council :

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Wednesday evening, June 8th, 1881, adopted the following motion :

“The members of the various Boards of the Council are respectfully requested (in order to facilitate city business), at the time they examine the accounts of their various Boards, to invite to be present the proper committees of this body.”

I submit the same for your consideration.

For the Board of Aldermen :

GEO. T. BREUNIG, Clerk.

The following message was read ; and the motion as set forth therein, was referred to the Board of Public Improvements :

To the Mayor and Common Council :

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Wednesday evening, June 8th, 1881, adopted the following motion :

“That the Street Commissioner report to Common council and this Board, on the first day of each month, the amount of money expended for street improvements in each ward of the city respectively, and the aggregate.”

I submit the same for your consideration.

For the Board of Aldermen :

GEO. T. BREUNIG, Clerk.

The following message was read :

To the Mayor and Common Council :

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Wednesday evening, June 8th, 1881, amended the following resolution so as to extend the time until July 15th, 1881, instead of September 1st, 1881 :

“*Resolved,* That the City Assessor be, and he is hereby, granted sixty days further time in which to complete the assessment return for the year 1881.”

I submit the same for your consideration.

For the Board of Aldermen :

GEO. T. BREUNIG, Clerk.

On motion, the Common Council receded from their former action, and the action of the Board of Aldermen, as shown in the foregoing message, was concurred in.

The following message was read :

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Wednesday evening, June 8th, 1881, adhered to their former action, in non-concurring in your action in passing the following entitled ordinance, and refused to grant your request to appoint a Committee of Conference:

G. O. 54, 1879—An Ordinance to prevent horses or other animals or vehicles from standing within ten feet of any drinking fountain, in the City of Indianapolis, except while such horse or animal is engaged in drinking.

I submit the same for your consideration.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

On motion, the former action of the Common Council on the matter as set forth in the above message, was adhered to.

The following message was read:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, Wednesday evening, June 8th, 1881, refused to concur in your action in passing the following entitled ordinances:

S. O. 57, 1881—An Ordinance to provide for improving Meridian street, from New York street to St. Clair street, by grading and graveling the roadway (with raked river gravel), and paving with stone the gutters thereof.

S. O. 58, 1881—An Ordinance to provide for improving Meridian street, from St. Clair street to Seventh street, by grading and graveling the roadway (with raked river gravel), and paving with stone the gutters thereof.

I submit the same for your consideration.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

On motion, the Common Council receded from their former action in passing the above entitled ordinances; and, on further motion, the ordinances S. O. 57 and 58, 1881, were stricken from the files.

The following message was read:

To the Mayor and Common Council:

Gentlemen:—The Board of Aldermen, in regular session, held in the Aldermanic Chamber, June 8th, 1881, amended the following entitled ordinance so that the expense of re-grading such street shall be paid for by the city. The ordinance, as amended, was then passed:

S. O. 43, 1881—An Ordinance to provide for re-grading and re-bowldering Meridian street, from Washington street to Louisiana street.

I submit the same for your consideration.

For the Board of Aldermen:

GEO. T. BREUNIG, Clerk.

On motion, the action of the Board of Aldermen, as set forth in the foregoing message, failed to be concurred in by the following vote:

AYES, 4—viz. Councilmen Brundage, Bryce, Pearson, and Stout.

NAYS, 20—viz. Councilmen Bedford, Caylor, Cole, Coy, Dean, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pritchard, Reichwein, Thalman, Ward, Weaver, and Yoke.

Councilman Stout offered the following amendment to S O. 43, 1881; which was adopted :

Amend the ordinance S. O. 43, 1881, for re-grading and re-bowldering south Meridian street, so as to require the City Civil Engineer to make an estimate of the amount of sand and bowlders now in said grade, that will be fit to use again in re-bowldering the street and deduct the value of the same from the estimate of the contractor, charging therefor the customary price for sand and bowlders used for such purposes.

The Committee on Ordinances, through Councilman Cole, submitted the following report; which was received :

To the Mayor and Common Council :

Gentlemen:—Your Committee on Ordinances and City Attorney, pursuant to your direction, herewith submit an ordinance in reference to the blowing of steam whistles within the city of Indianapolis.

Respectfully submitted,

B. W. Cole,
James A. Pritchard,
James T. Dowling,
Committee.

JOHN A. HENRY, City Attorney.

The following entitled ordinance, presented with the above report, was read the first time :

G. O. 27, 1881—An Ordinance to prevent the blowing of steam whistles, and the opening of cylinder cocks of locomotives in the city of Indianapolis.

Councilman Pearson introduced the following entitled ordinance; which was read the first time :

Ap. O. 40, 1881—An Ordinance appropriating the sum of Two Thousand Three Hundred and Nine Dollars, for the payment of the salaries of the members of the Common Council and Board of Aldermen, and of the City Officers.

On motion by Councilman Pearson, the rules were suspended for the purpose of placing the above ordinance, Ap. O. 40, 1881, on its final passage, by the following vote :

AYES, 24—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Coy, Dean, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

Ap. O. 40, 1881, was then read the second time, ordered engrossed, read the third time, and passed by the following vote :

AYES, 24—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Coy, Dean, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pearson, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

Under this order of business, the following entitled ordinances were introduced and severally read the first time:

By Councilman Brundage:

S. O. 91, 1881—An Ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas except the service pipes), on Spann avenue, from Dillon street to Linden street.

The above entitled ordinance was accompanied by the following petition; which was referred with the ordinance to the Committee on Public Light:

Indianapolis, May 11th, 1881.

To the Mayor, Common Council and Board of Aldermen of the City of Indianapolis:

Gentlemen:—The undersigned, owners of the real estate fronting on Spann avenue, between Dillon street and Linden street, respectfully petition for the passage of an ordinance for laying of gas mains, and setting of lamp-posts between Dillon and Linden streets, on said street. And your petitioners will ever pray, &c.

H. D. Harris, 30 feet front; J. Kinly, 30 feet front; C. H. Woolums, 35 feet front; E. A. Beale, 30 ft. front; P. Graney, 30 feet front; Mary E. Hardman, 30 feet front; Christ. Brandt, 30 feet front; Dennis Courtney, 30 feet front; L. P. Harlan, 45 feet front; E. Stahlhuth, J. Connors, Z. Jenderson, 30 feet front; Wilhelm Maus, 30 feet front; Joseph G. Bruce, 30 feet front.

On motion by Councilman Brundage, S. O. 63 and S. O. 65, 1881, were referred to the Committee on Public Light.

By Councilman Bryce:

S. O. 92, 1881—An Ordinance to provide for grading, bowldering and curbing the gutters, of South street, from Meridian street to Illinois street.

By Councilman Bryce:

S. O. 93, 1881—An Ordinance to provide for grading, bowldering and curbing the gutters of Georgia street, from Pennsylvania street to Delaware street.

By Councilman Bryce:

S. O. 94, 1881—An Ordinance to provide for grading, bowldering and curbing the gutters, of South street, from Pennsylvania street to Delaware street (where not already properly bowldered or curbed.)

By Councilman Bryce:

G. O. 28, 1881—An Ordinance investing The Indianapolis Brush Electric Light and Power Company with the privilege of erecting towers or masts, and posts, necessary for the purpose of supplying the city of Indianapolis and its inhabitants with Electric Light and Power.

The above entitled ordinance was accompanied by the following petition; which, with the ordinance, was referred to the Committee on Public Light:

To the Common Council and Board of Aldermen of the City of Indianapolis:

Gentlemen:—The Indianapolis Brush Electric Light and Power Company, organized under the laws of Indiana, respectfully make you the following proposition for lighting your city:

This company will furnish for one, three, five, ten, or fifteen years, the Electric Light known as The Brush Electric Light, for your streets and public grounds, to the extent of 112,000 candle power—these lights to be suspended upon seven iron towers, each 200 feet high, and so that they will light all your streets and public grounds all night, from sun down to sun up every night in the year, giving four times the light now given by the present gas lighting—the light from each tower to be equal to 16,000 candle power, for and in consideration of Forty-Two Thousand Dollars per year, payable in monthly installments. We will furnish one additional light of 16,000 candle power for \$5,000 additional, or two additional lights for \$9,000, or three additional lights for \$12,000; additional all of 16,000 candle power each.

These ten lights would light all your city limits, and costing the city \$54,000 per year. For \$60,000 per year, the same amount you now pay for gas lighting, we will furnish twelve lights of 16,000 candle power each, or a total of 192,000 candle power, or nearly five and one-third times as much light as you now have, and Indianapolis will then be the most splendidly illuminated city in the world, and at the least cost.

Said towers to be located under the direction of your City Civil Engineer, as may be provided in an agreement.

This company would require the passage of an ordinance permitting them to locate said towers, a description of which is added below, and also permission to plant the necessary posts to sustain their wires, a description of which is added below.

Your present light is about 36,250 candle power, burning 2,500 hours in a year; and for which the city pays \$60,000 per year.

Our proposition of seven lights of 16,000 candle power each will furnish 112,000 candle power for 4,380 hours in the year for \$42,000, or more than three times the present light for seventy per cent more time and thirty per cent less money than your present lighting.

Our ten light proposition would furnish 160,000 candle power, or almost four and one-half times your present candle power, and seventy per cent more time for eleven per cent less money than your present lighting.

The lamps are all lighted and extinguished at the same instant all over the city. There will be no more tearing up of the street; will be no necessity for any more ordinances for the erection of lamp-posts; no more contention or jealousy about their location. The city will never need any more lights, and the city's contract with us would be the maximum of cost for the whole period of such contract, and the cost of such lighting instead of becoming greater each year, becomes comparatively lighter, for while the city grows and taxable property is increasing, the cost of lighting remains fixed. The city is now paying one hundred and sixty-five and one-half cents per candle power per year for 2,500 hours. Our seven light proposition is a fraction under 38 cents; our ten light proposition a fraction under 34 cents; and our twelve light proposition a fraction under 32 cents per candle power per year of 4,380 hours lighting.

We will also furnish two lights of 2,000 candle power each, one for the Council and one for the Aldermanic Chamber free of charge, and make it part of the contract.

The space required on the streets or pavements would be, for seven or more iron towers 36 inches in diameter at the base and ten inches at the top, and 200 feet high. They are put up and stayed so as not to interfere with the property of private individuals or obstruct the streets. Also permission to place wooden posts about 25 feet high to suspend the wires upon from the works to the towers. There will be upon each tower a light of 16,000 candle power. The towers may be placed anywhere in the street that may be decided upon by your committee or City Engineer and the Engineer of this company, and so as not to interfere with the rights of any one.

The company is organized with a capital stock of \$150,000, and George W. Stockly, one of its Directors and also its Treasurer, is the Vice-President and Treasurer of the Brush Electric Company of Cleveland, Ohio. The company have ample funds at command, and will have the work done and the city lighted according to contract within 90 days after the contract is executed between us and the location of the towers fixed. We will also defray the expenses of a committee of your honorable bodies to visit Wabash, Indiana, Akron or Middletown, Ohio, where towers are erected and the lights may be seen and the committee satisfy themselves from personal inspection that the light is all it is represented to be.

As your contract for lighting expires on the first of August, we would suggest that prompt action is desirable.

Respectfully submitted,

THE INDIANAPOLIS BRUSH ELECTRIC LIGHT AND POWER COMPANY.

By John Caven, President.

Indianapolis, June 20th, 1881.

By Councilman Fultz:

S. O. 95, 1881—An Ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas except the service pipes), on Morris street, from Meridian street to Dacotah street.

The above entitled ordinance was accompanied by the following petition; which was referred to the Committee on Public Light, with the ordinance:

Indianapolis, June 6, 1881.

To the Mayor, Common Council and Board of Aldermen of the City of Indianapolis:

Gentlemen:—The undersigned, owners of real estate and business men living and doing business on Morris street, between Meridian and Dakotah streets, respectfully petition for the passage of an ordinance providing for the erection of lamp-posts, lamps and fixtures complete for the burning of gas on Morris street, between Meridian and Dakotah streets.

And your petitioners will ever pray, etc.

Francis Bergmann, F. H. Rosch, John Behrlor, John Eberhardt Bernd Bros. Co., Henry W. Langenberg, Fred. Klare, O. H. Madden, John R. Sourbeer, J. C. Purdy, Wm. Clark, V. H. Schaen.

By Councilman Fultz:

S. O. 96, 1881—An Ordinance to provide for grading and graveling Eddy street and sidewalks, from Norwood street to Merrill street.

By Councilman Dean :

S. O. 97, 1881—An Ordinance to provide for grading, and paving with brick, the sidewalks of Madison avenue, from McCarty street to Ray street.

By Councilman Pritchard :

S. O. 98, 1881—An Ordinance to provide for grading and graveling the north sidewalk of Twelfth street, from Meridian street to Illinois street.

By Councilman Pritchard :

S. O. 99, 1881—An Ordinance to provide for grading and graveling the first alley north of Fifth street, from Tennessee street to the first alley west of Tennessee street.

By Councilman Reichwein :

G. O. 29, 1881—An Ordinance to amend Section two (2), of an ordinance entitled "An ordinance to prohibit the exhibition of animals, deformed persons, or monstrocities, within buildings, or on grounds fronting on certain streets; and also to prohibit certain exhibitions in any room or building wherein any intoxicating liquors are sold;" ordained March 14th, 1864.

By Councilman Reichwein :

G. O. 30, 1881—An Ordinance to amend Section one of an ordinance entitled as follows: "An ordinance prohibiting any person from conducting any theatre or negro minstrel exhibition, or engaging in any such exhibition as actor, door-keeper, usher, manager, or in any other capacity;" ordained January 15, 1877.

By Councilman Yoke :

S. O. 100, 1881—An Ordinance to provide for improving Fletcher avenue, from Cedar street to Dillon street, by grading and bowldering the gutters, widening and grading the sidewalks to the width of twenty feet, and curbing with stone the outer edges of the sidewalks.

The above entitled ordinance was accompanied by the following petition; which, with the ordinance, was referred to the Board of Public Improvements, Street Commissioner, and City Civil Engineer :

To the Mayor, Common Council and Board of Aldermen of the City of Indianapolis :

Gentlemen :—The undersigned, owners of the real estate fronting on Fletcher avenue, between Cedar street and Dillon street, respectfully petition for the passage of an ordinance providing for the widening of the sidewalks for lawns to the width of 20 feet (including the brick walks already laid), and curbing with stone and bowldering the gutters to a width of (9) feet, and the making of the curve around the northwest corner of Dillon street and Fletcher avenue to suit the property owners on said avenue, making the curve so as to straighten the avenue as much as possible. And your petitioners will ever pray, etc.

W. H. Tucker, 60 feet; S. A. Fletcher, Jr., 120 feet;
A. E. Fletcher, 60 feet; Ike King, 30 feet; W. H.
Tucker, 40 feet.

Councilman Thalman, in behalf of a certain Conference Committee, submitted the following report; which was concurred in :

To the Mayor, Common Council and Board of Aldermen :

Gentlemen:—The Conference Committee, to whom was referred the following resolution: "That the Committee on Public Property be directed to take steps for the immediate conversion of the 'Tomlinson Estate Property' belonging to the city into cash, with a view to the speedy erection of public buildings for the use of citizens and city authorities, for market purposes, on the south half of square forty-three (43) Indianapolis, such 'public buildings' in no event to exceed in cost the amount received from the sale of said property";

Recommend that the City Clerk be directed to advertise for plans and specifications for a City Hall and Market House, to cost not to exceed \$75,000 to \$100,000; and that the sum of \$200 be paid for the plan that the city may adopt. After the adoption of some plan, we recommend that the resolution submitted be adopted; and the "Tomlinson Estate Property" be advertised for sale, and sold, and the building of said Hall and Market House to commence as early as possible.

Respectfully submitted,

F. W. Hamilton,
W. H. Tucker,
Aldermanic Committee.

Isaac Thalman,
Frederick Hartmann,
Council Committee.

INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman Bryce offered the following motion; which was adopted :

That James Mahoney be granted until July 15th, 1881, in which to complete his contract for the improvement of the first alley north of St. Mary street, from Pennsylvania street to Delaware street.

Councilman Bryce, in behalf of the Committee on Public Light, submitted the following report; which was concurred in :

To the Mayor and Common Council :

Gentlemen:—Report of Committee on Public Light, in reference to motion of Geo. Weaver, Esq, requesting a lamp to be re-lit on Seventh street :

Would report be not concurred in.

Respectfully submitted,

Peter Bryce,
H. B. Stout,
Jas. T. Dowling,
Committee.

Councilman Cole offered the following motion; which was referred to the Board of Public Improvements :

That the Street Commissioner be instructed to re-grade and bowlder the entrance of the alley on the north side of Michigan street, between Alabama and New Jersey streets.

Councilman Coy offered the following motion; which was adopted :

That the Adams Packing Co. be permitted to remove the lamp-post situate in front of their establishment on south Alabama street, from its present location about ten feet north, at their own expense, under direction of the City Civil Engineer.

Councilman Coy offered the following motion; which was referred to the Committee on Contracts :

That the City Civil Engineer be directed to ascertain the cost of the improvement of the city's portion of the alley on the west side of New Jersey street, between South and Merrill streets, and certify the amount to the Committee on Accounts and Claims for allowance to Wm. Vehling.

Councilman Cole offered the following motion; which was referred to the Board of Public Improvements:

That the Board of Public Improvements be, and are hereby, instructed to improve Illinois street, from Washington street to South street

Councilman Dean presented the following remonstrance; which was referred to the Board of Public Improvements, with the ordinance:

To the Mayor and Common Council of the City of Indianapolis:

Gentlemen:—The undersigned, owners of the real estate fronting on first alley east of Delaware street, between McCarty street and Bicking street, respectfully remonstrate against the passage of an ordinance providing for the grading and graveling the above described alley.

And your petitioners will ever pray, etc.

Mrs. Anna Smith, 40 feet; James O'Neill, 120 feet;
John F. Bruening, 80 feet; Albert Braun, 120 feet;
Mary Lauck, 40 feet; P. Marion, 120 feet; Christ
Cook, 120 feet; Joehannah Redovin, 40 feet; Jen-
nett Perry, 40 feet; Jeremiah Creeden, 40 feet;
Peter Spitzfaden, 40 feet.

Councilman Dean offered the following resolution:

Resolved, That the report of the City Commissioners in the matter of the opening of Hanway street to the width of forty feet, from its present eastern terminus to Madison avenue, as presented to the Common Council on the 6th day of June, 1881, be, and the same is hereby, approved and accepted; and that the real estate necessary for the opening of said street, be, and the same is hereby, appropriated and condemned; and that the City Clerk be directed to deliver to the City Treasurer a certified copy of so much of said report as assesses benefits and damages upon real estate; and that the City Treasurer be directed to tender to the parties entitled thereto the damages assessed, and proceed to the collection of the benefits assessed as required by law.

And it was adopted by the following vote:

AYES, 23—viz. Councilmen Bedford, Brundage, Bryce, Caylor, Cole, Coy, Dean, Dowling, Egger, Fultz, Harrold, Hartmann, Knodel, Koller, Mauer, Morrison, Pritchard, Reichwein, Stout, Thalman, Ward, Weaver, and Yoke.

NAYS—None.

Councilman Brundage offered the following motion; which was adopted:

That the City Civil Engineer be, and is hereby, directed to examine into the drainage in the vicinity of English avenue and Reid street, and report what, in his judgment, should be done to secure proper drainage.

Councilman Dowling offered the following motion; which was referred to the Committee on Public Property:

That permission be granted to the "Gardeners' Association," to use the Southern Park on Thursday, July 21st, 1881.

Councilmnn Dowling offered the following motion ; which was referred to the Committee on Bridges :

That the Street Commissioner be, and is hereby, directed to erect a bridge across Pogue's Run, so as to enable citizens of Willard street to cross the run.

Councilman Dowling offered the following motion ; which was referred to the Board of Public Improvements :

That the Street Commissioner be, and is hereby, directed to clean the gutters of Tennessee street, between South and Merrill streets.

Councilman Dowling offered the following motion ; which was adopted :

That James Renihan be, and is hereby, allowed to curb the sidewalk, and bowlder the gutters, in front of his property northwest corner of Maryland and Tennessee streets, at his own expense, under the direction and supervision of the City Civil Engineer.

Councilman Dowling offered the following motion ; which was referred to the Fire Board :

That two cisterns, of the capacity of 2,000 barrels each, be built and erected by the city, so as to afford more ample fire protection to the large and important manufacturing establishments, viz: the "Woodburn Sarven Wheel Co." and "E. C. Atkins & Co." Such cisterns to be located in such places as the Chief Fire Engineer may in his judgment deem most advisable to afford the protection

Councilman Hartmann presented the following remonstrance ; which was referred to the Board of Public Improvements, with the ordinance :

Indianapolis, June 13th, 1881.

To the Mayor and Common Council of the City of Indianapolis :

Gentlemen:—The undersigned, owners of the real estate fronting East Georgia, between Noble street and Dillon street, respectfully remonstrate against the passage of an ordinance providing for the paving and curbing of the sidewalks on said street. And your petitioners will ever pray, etc.

Aaron C. Goodman, by W. A. Bradshaw, ag't, 195 feet ;
Dennis Kane, 195 feet ; Mary Casey, by Dennis Kane, agent, 40 feet ; Win. Watts, 60 feet ; Ellen and Owen Lynch, 28 feet ; Alvey Charles, 38 feet ; Hester A. Antles, 60 feet ; Kate H. Root—I signed the petition for paving under the impression that there was to be no curbing ; Mrs. Dishong, 60 feet ; Mrs. Samuel Bugg, 60 feet ; Tim. Sullivan, 28 feet ; Tim Shea, 28 feet ; Johanna Slathery, 26 feet ; P. Donahue, 26 feet ; Jno. Shea, 26 feet ; P. Fleming, 86 feet ; Mary Sheans, 28 feet ; Maggy O'Brien, 28 feet ; Michael Caven, 28 feet ; E. L. Nelson, 30 feet ; Mary Griffin, 40 feet ; Jane Shea, 26 feet ; Tom Shea, 26 feet ; Harry Grisking, 26 feet ; Chas. McCarthy, 26 feet

Councilman Hartmann presented the following remonstrance; which was referred to the Board of Public Improvements, with the ordinance:

Indianapolis, May 8th, 1881.

To the Honorable Mayor, Councilmen, and Board of Aldermen of the City of Indianapolis:

Gentlemen:—We, the undersigned, citizens of the Nineteenth Ward, and adjoining property holders along the alley running from Pine street to Benton street, and alleys from Georgia to Meek street, respectfully remonstrate against the grading and graveling of alleys, on account of damaging our property, by the deep cutting which it will require to give it the proper grade. Hoping you will avoid it being done, and we will ever pray. obliged, &c.

W. M. Fletcher, Sarah S. Ferguson, Christ. Molotsom,
Don't want it if it costs more than \$500 or \$700.00;
G. A. Abbott, Eliza Wyatt, Amos V. Kellogg, Kate
H. Root, David Reynolds, John Lawlor, Sarah E.
Nutts.

Councilman Hartmann offered the following motion; which was adopted:

That Mr. Fred. Pflaeger, located and doing business at No. 401 east Washington street, be allowed to lay plank over the gutter in such manner as to not interfere with the flow of water therein, and in such manner that he can approach his place of business, under direction of the City Civil Engineer.

Councilman Knodel offered the following motion:

That the City Clerk is hereby authorized to put in the appropriations bill for next month, the sum of \$1,200.00, for purchasing the Three-Notch Road.

Councilman Weaver offered the following amendment to the above motion; which was laid on the table:

An amendment, that \$1,000 be added for the Pendleton Pike.

Councilman Weaver then moved to refer Councilman Knodel's motion to the Finance Committee; which failed of adoption.

The question was then on the motion as offered by Councilman Knodel; which was adopted.

Councilman Koller offered the following motion; which was referred to the Board of Public Improvements:

That the Street Commissioner be, and is hereby, directed to fill the chuek-holes on Pine street, between New York and North streets.

Councilman Morrison offered the following motions; which were adopted:

That the Citizens' Street Railway Company be, and are hereby, ordered to remove the culverts on Tennessee street, at the crossing of Indiana avenue; and if said work is not done within twenty (20) days, that the Street Commissioner do said work, and collect cost of same from said Citizens' Street Railway Company.

That the citizens owning the property on Vermont street, between the first alley west of Illinois street and Tennessee street, be, and are hereby granted permission to curb and bowlder the gutters on the north and south side of said street to a width of seven or nine feet, under the direction of the City Civil Engineer, at their own expense.

Councilman Morrison offered the following motions; which were referred to the Board of Public Improvements:

That the Street Commissioner be, and is hereby, ordered to lay a double stone crossing on the crossing of Michigan street across Mississippi street.

That the Street Commissioner be, and is hereby, ordered to repair Indiana avenue, from Illinois street to the canal, with good raked river gravel, as said avenue is now in a bad and dangerous condition for the Fire Department to make the necessary runs over said avenue; and since the completion of the sewer, the avenue is much in need of said repairs.

That the Street Commissioner be, and is hereby, ordered to repair Mississippi street, from Washington street to North street.

Councilman Pearson offered the following motion; which was adopted:

That the City Clerk be directed to advertise in the several daily papers of the city for two successive days, for plans for a new City Hall and Market House, in accordance with the report of the Committee on Conference. Said plans to be presented by July 20th, 1881.

Councilman Pritchard offered the following motions; which were referred to the Board of Public Improvements:

That the Street Commissioner be directed to build the approaches to the Fifth street bridge across the canal.

That the Street Commissioner be directed to clean out the gutter sewers on Illinois street, at Fifth and Sixth streets.

That the Street Commissioner be directed to clean the gutters on Third street, from Illinois street west to the railroad track.

That the Street Commissioner be directed to clean the gutters on Fifth street, from Mississippi street to Illinois street.

Councilman Pritchard offered the following motions; which were adopted:

That E. B. Dill be granted permission to fill sprinkling wagon from water plug on corner of Illinois and Seventh streets, in accordance with existing ordinances.

That N. N. Morris & Co., agent of Jonathan Edwards, trustee, be, and is hereby, granted permission to bowlder the gutters to a width of eight feet, in front of Lots 46, 47 and 48, I., C. & L. R. R. Co.'s subdivision of Out-lot No. 91, at their own expense, and under the direction of the City Civil Engineer.

Councilman Pritchard offered the following motion; which was referred to the Committee on Streets and Alleys:

That Charles Jones be notified by the City Marshal, to cease standing his sprinkling wagon on southwest corner of Illinois and Fifth streets; and that he remove immediately his sprinkling plug on west side of Illinois street, a few feet south of Fifth street; and on his failure for five days after notice to move the same, the Street Commissioner shall remove said sprinkling plug at his expense.

Councilman Pritchard offered the following resolutions; which were referred to the Committees on Water and Judiciary and City Attorney:

WHEREAS, The Indianapolis Water Works Company, through the wilfulness or carelessness of the Company, has failed to furnish the city of Indianapolis and its citizens, pure filtered and wholesome water for one year or more last past, as provided in Section four (4) of an ordinance entitled "An ordinance authorizing the Water Works Company of Indianapolis, to construct, maintain and operate water works, and supply water to the city and citizens of Indianapolis, defining their powers and privileges, and prescribing their duties," approved January 3d, 1870;

AND WHEREAS, Said Section four (4) of said ordinance further provides that if the city and its citizens shall be deprived of necessary water for thirty-six consecutive hours, the Company shall be liable to a forfeiture of its rights under this charter, or at the election of the city, the Company shall forfeit all claims for payment for stipulated price for all hydrants supplying water to the city for a period of one year;

AND WHEREAS, It is true, as a matter of fact, that said Company has failed, by reason of its wilfulness or carelessness, for more than one year to furnish the kind of water provided for in said ordinance; and failed within the last forty (40) days to furnish the city and citizens water of *any kind*, for thirty-six consecutive hours for fire protection—there being no fire pressure for sixty consecutive hours; therefore

Be it Resolved by the Common Council and Board of Aldermen, That the stipulated price for all hydrants supplying water to the city of Indianapolis, from the Indianapolis Water Works Company, for a period of one year, be, and is hereby, declared forfeited to the city of Indianapolis.

WHEREAS, The Common Council and Board of Aldermen of the City of Indianapolis, by resolution ordered the Indianapolis Water Works Company to lay water mains on Illinois street, commencing at Seventh street; thence in and along Illinois street north to Tenth street; thence east in and along Tenth street to Meridian street; thence south in and along Meridian street to Second street, connecting with mains at Seventh and Illinois, and at Second and Meridian streets, for the better fire protection of that part of the city. Further providing, that one hydrant at least to every one thousand feet of pipe so ordered to be laid, should be furnished by the city, and located by the Chief Fire Engineer;

AND WHEREAS, The Water Works Company was duly notified by the City Clerk of the passage of the aforesaid resolution, and upon so being informed, positively refused to comply with the terms of the aforesaid resolution, in the laying of said mains, and in so refusing said Water Works Company expressly declare that they intend to violate Section five (5) of their charter contract with the city; therefore

Be it Resolved by the Common Council and Board of Aldermen, That the Street Commissioner purchase, at their market value, the necessary amount of six-inch water mains and hydrants, to lay the proposed line of mains from Seventh street on Illinois street, in and along Illinois street to Tenth street; thence east in and along Tenth street to Meridian street; thence south in and along Meridian street to Second street, and lay the same as soon as practicable, for the better fire protection of that part of the city. In so laying said mains the Street Commissioner shall locate hydrants under the direction of the Chief Fire Engineer, and who shall locate said hydrants at least an average of one hydrant for every one thousand feet so laid. The costs of the pipes, hydrants, and all necessary material, together with all expenses in laying the same, shall be deducted from water rents due said Indianapolis Water Works Company from the city.

Councilman Pearson was excused for the remainder of this session.

Councilman Reichwein offered the following motion; which was referred to the Board of Public Improvements:

That the Street Commissioner clean gutters on New York street, between Delaware and New Jersey streets.

Councilman Reichwein presented the following petitions; which were referred to the Committee on Contracts:

To the Mayor, Common Council, and Board of Aldermen of the City of Indianapolis:

Gentlemen:—Your petitioners, residents of the city of Indianapolis, respectfully show your honorable bodies that they are informed that Agedius Naltner, the Garbage Contractor, will present with this petition his request that the allowance now made to him by the city for the removal of garbage and ashes, be increased. Your petitioners herein believe that the plan now in operation should have a complete and fair trial, and that every aid should be offered Mr. Naltner in his efforts to rid the city of the vast amount of ashes and garbage which otherwise would accumulate in the city. As a matter of justice and fair dealing, they ask that the petition of Mr. Naltner be received and referred to a proper committee, in order that the matters and things of which he complains may be fully and carefully inquired into; and if the matters set forth in his petition be true, that he be granted the additional allowance wished for during the first year of his contract.

Jno. M. Gaston, R. F. Kennedy, J. Baker, D. F. Swain, H. Sturm, Joseph Dory, A. M. Cole, Ben. Rau, H. Sponsel, A. Billing, J. C. Stokes, L. Ludorff, Fred. Knefler.

To the Mayor, Board of Aldermen, and Common Council of the City of Indianapolis:

Gentlemen:—Your petitioner, Aegidius Naltner, makes the following exhibit, showing the expenses incurred by him in carrying out the terms of his contract with the city of Indianapolis for the removal of garbage, slops and ashes from said city, and properly disposing of the same.

The average monthly expenses incurred in collecting the garbage and slops and ashes, are as follows:

To 5 one-horse teams, at \$33 00 per month.....	\$165 00.
To 2 one-horse ashes teams, at \$33.00 per month.....	66 00
To 2 two-horse teams, at \$2.00 per day	104 00
To 1 two-horse team, at \$2.30 per day.....	59 80
To 2 two-horse teams, at \$2 50 per day.....	130 00
To office rent per month.....	3 00
To foreman, per month.....	39 00
To general superintendent, per month.....	100 00
To engineer, per month.....	40 00
4 men at \$1.25 per day	80 00
Coal, per month.....	48 00
Lease of grounds, per month.....	20 00

Total..... \$854 80

The above figures will show that it has cost your petitioner the sum of \$854.80 per month for the months from March 1st, 1881, to May 31st, 1881. For the month of June, the expenses will be a little larger. This sum includes only the actual running expenses, and does not include any money expended for the purchase of machinery, wagons, horses, and mules, etc. As your petitioner receives but \$450.00 per month from the city, he is monthly losing the sum of \$404.80. Your petitioner further represents that he has in his office the vouchers to substantiate the above representations; and furthermore, that he is striving in every way possible to carry

out the terms of the contract, and that he is removing from the limits of said city every day, twenty tons of garbage.

Your petitioner desires to again call your attention to the fact that it is the duty of the city under the terms of the contract, to furnish your petitioner a dumping ground free of cost. This the city has failed to do, and the result has been a considerable expense and loss to your petitioner. This work can be greatly facilitated, and better and more efficiently done, if your honorable bodies would appropriate a larger sum of money to help defray the running expenses during the summer months, when there is ten fold more garbage than in any other season of the year.

As your contractor's average monthly expenses are \$854.80, your petitioner prays that the sum of \$900 per month be allowed him, instead of \$450 per month, which he now receives. If said allowance is made, your contractor will release the city from all obligation to furnish him a dumping ground.

Respectfully,

ÆGIDIUS NALTNER.

Councilman Stout offered the following motions; which were referred to the Board of Public Improvements:

That the Street Commissioner be instructed to clean the gutters from Central avenue to College avenue, on Eighth street.

That the Street Commissioner be instructed to clean the gutters of Broadway, from Seventh street to Eighth street.

Councilman Stout offered the following motion; which was adopted:

That Wm. Bushman & Co. be granted permission to sink a well in front of their property at the corner of Ninth street and Central avenue, under existing ordinances.

Councilman Thalman offered the following motion; which was referred to the Board of Public Improvements:

That the Street Commissioner be directed to clean and repair Bird street, between New York and Vermont streets. Also to put down flag stone crossing on north side of New York street crossing Bird street.

Councilman Thalman presented the following communication; which was referred to the Committee on Markets:

Indianapolis, Ind., June 20th, 1881.

To the Common Council of Indianapolis:

Gentlemen:—I will give the City of Indianapolis the sum of Fifteen Dollars per year for the use of bill-board ground on the West Market, for one year. The said bill-board on the line of railway where there is a bill-board now. Also the same amount for the East Market Space.

JOHN EDWARDS.

Councilman Ward offered the following motion; which was adopted:

That Wm. Buschman have permission to bowlder the gutter on St. Marys street, in front of his property, at his own expense; and the City Civil Engineer is hereby directed to set the grade stakes.

Councilman Ward offered the following motions; which were referred to the Board of Public Improvements:

That the Street Commissioner be directed to fill with gravel a low place in the alley between East and North New Jersey streets, just south of St. Clair street; the same to be done under the direction of the City Civil Engineer.

That the Street Commissioner place a few loads of gravel in a low place in the first alley north of St. Clair street, between Pennsylvania and Delaware streets; the same to be done under the direction of the City Civil Engineer.

Councilman Ward offered the following motion; which was referred to the Board of Public Improvements, with power to act:

That the Street Commissioner be directed to open out the gutters on north Alabama street, between St. Clair and North streets.

Councilman Yoke offered the following motions; which were referred to the Board of Public Improvements:

That the Street Commissioner be, and is hereby, instructed to re-gravel Huron street, from Dillon street to Virginia avenue.

95 That the Street Commissioner be directed to clean the gutter in front of Engine House No. 10, and place a plank crossing over the same.

Councilman Bryce offered the following motion; which was adopted:

To request the Street Car Company to repair the street along the line of their tracks on the square between Meridian and Pennsylvania streets, on South street and if they fail to do so within ten days, that the Street Commissioner be instructed to make said repairs, and charge the same to said Street Car Company.

Councilman Cole offered the following motion; which was adopted.

WHEREAS, Councilman Pritchard having stated in this Council that Mr. Dyer, the manager of the Water Works, stated in his presence and hearing that the Water Works have a claim of several years standing against the city; therefore,

Moved, That the Committee on Water be, and are hereby, instructed to examine and report at next meeting.

Councilman Brundage offered the following motion; which was referred to the Board of Public Improvements:

That the Street Commissioner be instructed to put a few loads of gravel on the sidewalk in front of the church on Woodlawn avenue.

Councilman Fultz offered the following motion; which was referred to the Board of Public Improvements:

That the Street Commissioner be, and is hereby, instructed to clean the gutters and fill the chuck-holes on West street, from Merrill street to Morris street.

On motion, the Common Council then adjourned.

DANIEL W. GRUBBS, Mayor,

President of the Common Council.

Attest: JOS. T. MAGNER, City Clerk,